



PATENT  
ATTORNEY DOCKET NO.: 040894-7014

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Tsutomu MATSUI	)	Confirmation No. 3318
	)	
Application No.: 10/807,380	)	Group Art Unit: 2627
	)	
Filed: March 24, 2004	)	Examiner: Thang V. Tran
	)	
For: OBJECTIVE LENS DRIVING DEVICE FOR	)	Mail Stop RCE
OPTICAL HEAD	)	

**Mail Stop RCE**  
Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Window  
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed along with a Request for Continued Examination, and thus, before the mailing date of a first Office Action on the merits for the above-referenced application.

Accordingly, Applicant does not believe that a fee is due for filing this paper.

The documents listed in this Information Disclosure Statement were cited in two Notices of the Reason for Refusal from the Japanese Patent Office dated March 15, 2006 and October 3, 2005, respectively, in a counterpart foreign patent application. A copy of the two Notices from the Japanese Patent Office and the listed documents are attached.

Applicant requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that any of the listed documents is material or constitutes "Prior Art." If it should be determined that the listed documents do not constitute "Prior Art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over any of the listed documents, should any of the documents be applied against the claims of the present application.

**EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit

Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Date: February 26, 2006

By:

A handwritten signature in black ink, appearing to read 'D. E. Connor', written over a horizontal line.

David E. Connor

Reg. No. 59,868

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<b>INFORMATION DISCLOSURE CITATION</b>  (Use several sheets if necessary) <b>PTO Form 1449</b>  <b>PAGE 1 of 1</b>	Attorney Docket No. :  040894-7014	Application No.:  10/807,380
	Applicant: Tsutomu MATSUI	
	Filing Date: March 24, 2004	Confirmation No.: 3318  Group Art Unit: 2627

**U.S. PATENT DOCUMENTS**

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date

**FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Sub Class	Translation	
						YES	NO
	2003-85802	March 20, 2003	Japan			Abstract	
	63-259842	October 26, 1988	Japan			Abstract	
	2003-85798	March 20, 2003	Japan			Abstract	
	2001-110076	April 20, 2001	Japan			Abstract	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner	Date Considered
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Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.